

Exhibit 3

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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In Re: Methyl Tertiary Butyl Ether ("MTBE")
Products Liability Litigation

Master File C.A. No.
1:00-1898 (SAS)
MDL No. 1358

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This Document Relates to:

California-American Water Company v. Atlantic Richfield Co., et al.
City of Fresno, et al. v. Chevron U.S.A., Inc., et al.
City of Riverside v. Atlantic Richfield Co., et al.
City of Roseville v. Atlanta Richfield, et al.
Martin Silver, et al. v. Alon USA Energy, Inc., et al.
Orange County Water District v. Unocal, et al.
People of the State of California, et al. v. Atlantic Richfield Co., et al.
Quincy Community Services District v. Atlantic Richfield Co., et al.

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**DEFENDANT EXXON MOBIL CORPORATION'S RESPONSES
AND OBJECTIONS TO PLAINTIFFS' PRELIMINARY
SET OF INTERROGATORIES
REGARDING DEFENDANT IDENTIFICATION**

Defendant Exxon Mobil Corporation ("ExxonMobil"), by and through its attorneys,
McDermott Will & Emery, LLP, makes the following Responses and Objections to Plaintiffs
Preliminary Set of Interrogatories Regarding Defendant Identification, dated August 30, 2004,
pursuant to the Federal Rules of Civil Procedure and the Local Rules of the Southern District of
New York.

PRELIMINARY STATEMENT AND DISCLOSURES

Plaintiffs' counsel has stated and the Court has acknowledged that, at this time, the
purpose of these Interrogatories is to identify additional Defendants. Furthermore, Plaintiffs'
counsel has made clear their interest in fully complying with Rule 11 by emphasizing the need to
have reliable and accurate information concerning the identity of non-parties whose products
were delivered into geographic areas at issue in the lawsuits.

RESPONSES TO INTERROGATORIES

ExxonMobil responds to the following three Interrogatories as provided below for each identified geographic area, subject to and without waiving the General Objections, the Preliminary Statement and Disclosures and the specific objections which follow immediately below each restated question.

INTERROGATORY NO. 1 – Please identify the name and address of each entity (including You, if applicable) that supplied You with MTBE Products for ultimate delivery into the *identified geographical region* at any time since the date of first MTBE use in the *identified geographical region*; the dates or date ranges when each such entity supplied You with MTBE Products, and the name and address of each Refinery from which such MTBE Products were supplied.

OBJECTION:

ExxonMobil objects to this Interrogatory as seeking information outside the restricted scope of discovery permissible under Rule 33.3 of the Local Civil Rules of this Court. ExxonMobil further objects to this Interrogatory on the grounds that it is vague, ambiguous, overbroad and unduly burdensome. Further, ExxonMobil objects that the request for “dates or dates ranges” is specifically overbroad, unduly burdensome, and oppressive. ExxonMobil also objects to this Interrogatory on the grounds that the term “supplied,” as used herein, is undefined, vague and without any precise meaning. Additionally, ExxonMobil objects to the extent that this Interrogatory calls for ExxonMobil to speculate as to the presence of MTBE in gasoline and the identity of the refinery providing the MTBE Product when the MTBE Product is not refined by Exxon, Mobil or ExxonMobil, but only later sold in the identified geographic region by Exxon, Mobil or ExxonMobil. Moreover, ExxonMobil objects to the extent that this Interrogatory calls for ExxonMobil to speculate as to which of its refining entities provides MTBE Product for delivery into the identified geographical region because ExxonMobil does not track the ultimate destination of product manufactured by ExxonMobil. Lastly, ExxonMobil does not, in the

ordinary course of business, prepare or maintain data in a form that readily permits it to answer this Interrogatory as asked.

RESPONSE:

In addition to the attached "**EXXONMOBIL'S SPECIFIC GEOGRAPHIC RESPONSES**," ExxonMobil also provides a listing of relevant refinery addresses in Attachment A to these Responses. The responses in the attached "**EXXONMOBIL'S SPECIFIC GEOGRAPHIC RESPONSES**" are specifically limited to gasoline refined by Exxon, Mobil and ExxonMobil, except where specifically provided for therein.

INTERROGATORY NO. 2 – Please identify the name and address of each entity from which You obtained neat MTBE for use at any Refinery owned or operated by You that supplied gasoline for ultimate delivery into the *identified geographical region*; the date or date ranges when MTBE was acquired from each supplier, and the name and address of Your refinery(ies).

OBJECTION:

ExxonMobil objects to this Interrogatory as seeking information outside the restricted scope of discovery permissible under Rule 33.3 of the Local Civil Rules of this Court. ExxonMobil further objects to this Interrogatory on the grounds that it is vague, ambiguous, overbroad and unduly burdensome. Further, ExxonMobil objects that the request for "dates or dates ranges" is specifically overbroad, unduly burdensome, and oppressive. Additionally, ExxonMobil objects to the extent that this Interrogatory calls for ExxonMobil to speculate as to which of its refining entities provides MTBE Product for delivery into the identified geographical region because ExxonMobil does not track the ultimate destination of product manufactured by ExxonMobil. Lastly, ExxonMobil does not, in the ordinary course of business, prepare or maintain data in a form that readily permits ExxonMobil to answer this Interrogatory as asked.

RESPONSE:

ExxonMobil provides a listing of relevant suppliers of neat MTBE in Attachment B to these Responses.

INTERROGATORY NO. 3 – Please identify each Terminal You use or used to supply gasoline for ultimate delivery into the *identified geographical region*; at any time since the date of first MTBE use in the identified geographical region, and the dates or date ranges when You have used such Terminal. For each Terminal You use or used, please also state whether You owned or operated such Terminal or were a Terminating Partner at such Terminal.

OBJECTION:

ExxonMobil objects to this Interrogatory as seeking information outside the restricted scope of discovery permissible under Rule 33.3 of the Local Civil Rules of this Court.

ExxonMobil further objects to this Interrogatory on the grounds that it is vague, ambiguous, overbroad and unduly burdensome. Further, ExxonMobil objects that the request for “dates or dates ranges” is specifically overbroad, unduly burdensome, and oppressive. Lastly, ExxonMobil does not, in the ordinary course of business, prepare or maintain data in a form that readily permits ExxonMobil to answer this Interrogatory as asked.

RESPONSE:

ExxonMobil provides a listing of relevant terminal addresses in Attachment C to these Responses.

EXXONMOBIL'S SPECIFIC GEOGRAPHIC RESPONSES

A. Fresno County (*City of Fresno, et al. v. Chevron U.S.A., Inc., et al.*)

With respect to Exxon, ExxonMobil is unaware of any Exxon proprietary terminal that would have routinely supplied Exxon locations in Fresno County with gasoline or with gasoline containing MTBE. Exxon locations in Fresno County may have been supplied with gasoline or with gasoline containing MTBE from the now current Kinder Morgan Pacific terminal in Fresno. On occasion, Exxon locations in Fresno County may have been supplied with gasoline or with gasoline containing MTBE from ST Services at its terminal in Stockton.

With respect to Mobil, ExxonMobil responds that it is unaware of any Mobil proprietary terminal that would have routinely supplied Fresno County with gasoline or with gasoline containing MTBE. Mobil may have supplied gasoline or gasoline containing MTBE for ultimate distribution into Fresno County via a throughput terminal owned and operated by Kinder Morgan and located in Fresno. Mobil purchased gasoline containing MTBE from Equiva, Exxon, Tosco, Tower Energy Resources, Equilon, Texaco and Ultramar for shipment to the Kinder Morgan Fresno terminal via the Kinder Morgan Pipeline.

With respect to ExxonMobil, it is unaware of any ExxonMobil proprietary terminal that would have routinely supplied Fresno County. ExxonMobil supplied gasoline containing MTBE for ultimate distribution into Fresno County via a throughput terminal owned and operated by Kinder Morgan Pacific and located in Fresno. ExxonMobil purchased gasoline containing MTBE from Tower Energy Resources, Valero, New West Petroleum, Tesoro, and Equiva for shipment to the Kinder Morgan Fresno terminal via the Kinder Morgan pipeline.

Accordingly, ExxonMobil refers Plaintiffs to Attachment B for a listing of suppliers that may have provided neat MTBE to the above identified Exxon, Mobil and ExxonMobil refineries. ExxonMobil is unaware of the identity of suppliers of neat MTBE blended into gasoline refined by others and/or identity of the refiners of gasoline containing MTBE obtained from others.

B. Monterey County (*California American Water Company v. Atlantic Richfield Co., et al.*)

With respect to Exxon, ExxonMobil is unaware of any Exxon proprietary terminal that would have routinely supplied Exxon locations in Monterey County with gasoline or with gasoline containing MTBE. Exxon locations in Monterey County may have been supplied gasoline or gasoline containing MTBE from the now current Kinder Morgan terminal in San Jose. On occasion, Exxon locations in Monterey County may have been supplied gasoline containing MTBE from the Kinder Morgan terminal in Fresno.

ExxonMobil is unaware of any Mobil or ExxonMobil proprietary or throughput terminal that supplied Monterey County with gasoline or with gasoline containing MTBE. In addition, it is also unaware, at this time, of any exchange agreements whereby Mobil or ExxonMobil received gasoline or gasoline with containing MTBE for ultimate distribution to locations in Monterey County.

Attachment A

Property Refinery Address
Torrance Refinery 3700 West 190 th Street Torrance, California
Benicia Refinery 3400 East Second Street Benicia, California

Attachment B

MITE Suppliers (Torrance Refinery)	Years
ARCO Chemical	1994, 1995, 1996, 1998, 1999
Neste Canada	1994, 1995, 1996, 1997
SABIC Marketing Americas	1994, 1995, 1996, 1997, 1998, 1999, 2001, 2002, 2003
Enron Clean Fuels Co.	1997, 1998, 1999, 2001, 2002, 2003
EcoFuel, S.P.A.	1995

MITE Suppliers (Exxon California)	Years
ARCO Products Company	1995
Chevron Products Company	1996 - 1998
Coastal Chemical, Inc.	1994, 1997 - 1998
EcoFuel, S.P.A.	1996-1999
Enron Clean Fuels Company	1999
Lyondell Chemical Worldwide, Inc.	1989, 1990-1994, 1996, 1998
Noble Americas Corp.	1998
Neste Canada, Inc.	1994 - 1999
SABIC Americas, Inc.	1994 - 1999
Shell Oil Company	1997
Trammochem	1996
Vitol S.A., Inc.	1999

Attachment C

Terminal Name and Address
Atwood Terminal 1477 Jefferson Street Anaheim, California
Mission Valley Terminal 9950 San Diego Mission Road San Diego, California
Vernon Terminal 2709 East 37 th Street Vernon, California
Torrance Refinery Rack 3700 West 190 th Street Torrance, California
Benicia Terminal 3410 East Second Street Benicia, California

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**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

In Re: Methyl *tertiary*-Butyl Ether ("MTBE")
Products Liability Litigation

This Document Relates to:

California – American Water Company v. Atlantic Richfield Co., et al., Case No. 03-5379 JSW (N.D. Cal.); *City of Fresno, et al. v. Chevron U.S.A. Inc., et al.*, Case No. 03-05378 JSW (N.D. Cal.); *Orange County Water District v. Unocal Corporation, et al.*, Case No. 03-1742 JVS (Anx)(C.D. Cal.); *People of the State of California, et al. v. Atlantic Richfield Co., et al.*, Case No. 03-2653 GEB DAD (E.D. Cal.); *Quincy Community Services District v. Atlantic Richfield Co., et al.*, Case No. 03-2582 LKK DAD (E.D. Cal.); *City of Riverside v. Atlantic Richfield Co., et al.*, Case No. 04-53 JVS (Anx)(C.D. Cal.); *City of Roseville v. Atlantic Richfield Co., et al.*, Case No. 03-2601 MCEGGH (E.D. Cal.); and *Martin Silver, et al. v. Alon USA Energy, Inc., et al.*, Case No. 03-2408 WQH (S.D. Cal.).

MDL No. 1358 (SAS)

**FURTHER RESPONSE OF
DEFENDANT UNION OIL COMPANY
OF CALIFORNIA TO PLAINTIFFS'
PRELIMINARY SET OF
INTERROGATORIES**

Pursuant to Rule 33 of the Federal Rules of Civil Procedure, within the parameters set forth by the Court at the May 11, 2004 Status Conference, Defendant Union Oil Company of California ("Union Oil") hereby responds to each of the Preliminary Set of Interrogatories Re: Defendant Identification ("Interrogatories") propounded in the following actions: *California – American Water Company v. Atlantic Richfield Co., et al.*, Case No. 03-5379 JSW (N.D. Cal.); *City of Fresno, et al. v. Chevron U.S.A. Inc., et al.*, Case No. 03-05378 JSW (N.D. Cal.); *Orange County Water District v. Unocal Corporation, et al.*, Case No. 03-1742 JVS (Anx)(C.D. Cal.); *People of the State of California, et al. v. Atlantic Richfield Co., et al.*, Case No. 03-2653 GEB DAD (E.D. Cal.); *Quincy Community Services District v. Atlantic Richfield Co., et al.*, Case No. 03-2582 LKK DAD (E.D. Cal.); *City of Riverside v. Atlantic Richfield Co., et al.*, Case No. 04-53 JVS (Anx)(C.D. Cal.); *City of Roseville v. Atlantic Richfield*

contained MtBE, on the grounds that such term is overly inclusive, thereby rendering the Interrogatories overly broad, unduly burdensome, and not reasonably calculated to lead to the discovery of admissible evidence.

8. By its production of any documents or information in response to the Interrogatories, Union Oil does not waive any right to object to the admissibility of any such document or information, at or before trial, or otherwise. All such objections are expressly reserved. Specific objections to individual interrogatories are stated in response to each such interrogatory. Each of the foregoing objections is incorporated into each response to specific interrogatories.

SPECIFIC RESPONSES AND OBJECTIONS

INTERROGATORY NO. 1:

Please identify the name and address of each entity, including You, (if applicable) that supplied You with MTBE Products for ultimate delivery into the Relevant Area at any time since the date of first MTBE use in the Relevant Area, the dates or date ranges when each such entity supplied You with MTBE Products, and the name and address of each refinery from which such MTBE Products were supplied.

RESPONSE TO INTERROGATORY NO. 1:

Union Oil objects to Interrogatory No. 1 as burdensome, oppressive, and not reasonably calculated to lead to the discovery of admissible evidence because Union Oil's computer databases do not provide information regarding the refinery which processed the fuel purchased by Union Oil, nor do those records allow Union Oil to determine the specific county to which fuel was delivered. In addition, Union Oil's remaining computer databases do not consistently distinguish gasoline containing MtBE from those fuels which do not contain MtBE. Based upon these limitations, and without waiving its objections, Union Oil answers that it had

refineries in Wilmington (Los Angeles) California, and in Rodeo (Bay Area), California which produced gasoline for markets including California from 1980 to March 31, 1997. Beginning in 1986, Union Oil used MtBE in some of the gasoline produced. Further, set forth below is a list compiled from Union Oil's remaining computer records relating to gasoline purchased in California:

VENDOR NAME	DATES PURCHASED
A-1 Racing Specialties Inc.	1996: September
Aloha Petrol	1997: March
Archer Daniels Midland Co.	1994: March
ARCO Chemical Company	1996: February
ARCO Products Company	1993: July 1996: March, June, October 1997: January, March
Associated Process Controls	1995: August, October
Astra Oil Co. Inc.	1996: April
Astro Wester	1996: August
Atlas Bulk, Inc.	1994: June
B. P. Oil Company	1992: January
B. P. Oil Company, Inc.	1994: December
BHP Petroleum Americas	1996: January
Big West Oil Co.	April 1992-April 1993
C. L. Bryant Inc.	1994: September 1996: March 1997: February
C & N Energy Ltd.	1994: February, April 1995: February, March, April, June, August, October, November 1996: February, March, April, May, July, October, December 1997: February, March
Casey Co.	1991: July 1992: March, July
Casey Company	1989: October 1991: July, September 1992: February, April, July, August, September 1993: March, April, May, August, September 1994: March
Chevron	1993: October 1995: February, June, July, August, September, October, November, December 1996: January, February, March, April, May

VENDOR NAME	DATES PURCHASED
Chevron USA	1989: September 1991: July 1992: April, June 1993: October 1994: March, May 1995: January through December 1996: January through December 1997: January, February, March
Chevron USA Inc.	1992: June
Delta Western	1994: August, September, November, December 1995: January through December 1996: January through December
Dennis Petro	1994: December
Enron Oil Trading	1992: July
EOTT Energy Corp.	1991: January 1993: June, November 1994: February, October 1995: January, March, June, July, August, October, November
EXXON	1995: June, July, November 1996: January, June, July, August
EXXON Co. USA Houston	1991: February, August
FPPF Chemical Co. Inc.	1994: November
G & G Oil Co. of Indiana Inc.	1996: June
Giant Industries Inc.	1989: October 1995: March, May 1996: July, August, November, December 1997: January
Giant Refining	1991: December 1992: March, May
Golden Coast Energy Inc.	1993: October
Golden West Refining Company	1989: September, October, November, December 1990: January, June, July, October 1991: January, February, March, April, July, August, September, October, November, December 1992: January, February 1996: March, July 1997: January
Gull Industries Inc.	1991: March
Hawaiian Independent Refinery	1989: September, October
Idemitsu Apollo Corp.	1993: October
Imperial Oil	1994: April
M. G. Refining & Marketing, Inc.	1993: December 1994: January 1995: July, August, October 1996: March
M. G. Trade Finance Corp.	1992: May 1995: April
M. T. Hood Oil	1996: September